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Attorney Docket No. NVID-072/00US
Client Reference No. P000670

PATENT

Express Mail Label Number: EV 525 577 040 US
Date of Deposit: October 7, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Michael L. LIGHTSTONE, et al. Confirmation No.: 4561
Serial No.: 10/688,254 Group Art Unit: 2655
Filed: October 16, 2003 Examiner: Not Yet Assigned
For: **APPARATUS, SYSTEM, AND METHOD FOR VIDEO ENCODER RATE CONTROL**

Mail Stop AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL**

Enclosed is

- ☒ A Supplemental Information Disclosure Statement (2 pages)
 - ☒ Forms PTO/SB/08A and PTO/SB/08B (2 pages)
 - ☒ European Search Report (7 pages)
 - ☒ Copies of two references
 - ☒ A return receipt postcard
- ☒ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.


The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

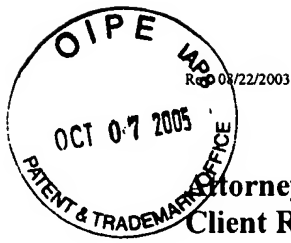
Dated: October 7, 2005

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Respectfully submitted,
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By:


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Reg. No. 44,386



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56,
Applicant(s) hereby submits the following information in conformance with 37 C.F.R.
§§1.97 and 1.98.

- ☐ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. ___ to which the above-identified application claims priority under 35 U.S.C. §120.
- ☒ No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98.
- ☒ Publications P1, P2, P3, F1 and D1 listed on the attached Form PTO/SB/08A and PTO/SB/08B were cited in a foreign search or examination report corresponding to European application serial no. EP 04024642.3 and mailed on July 11, 2005.



- ☐ Enclosed is a copy of a non-English publication(s) _____. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ Enclosed is a copy of a non-English publication(s) _____. English language publication ____ (copy enclosed) claims priority from this non-English publication.
- ☐ Enclosed is an explanation of non-English publication(s) _____ for which an English translation is not available.
- ☐ Enclosed is an English translation of non-English publication(s) _____ cited in the attached Form PTO/SB/08A.
- ☐ Enclosed is a copy of pending patent Application Serial No. _____.

This Information Disclosure Statement is filed within any one of the following time periods:

- ☐ within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- ☐ within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- ☒ before the mailing date of a first office action on the merits; or
- ☐ before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A and PTO/SB/08B to the undersigned.

Dated: October 7, 2005

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Respectfully submitted,
COOLEY GODWARD LLP

By: _____

Edward Van Gieson
Reg. No. 44,386



Please type a plus sign (+) inside this box → ☐

PTO/SB/08A (08-00)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/688,254
		Filing Date	October 16, 2004
		First Named Inventor	Michael L. LIGHTSTONE, et al.
		Group Art Unit	2655
		Examiner Name	Not Assigned
Sheet	1 of 2	Attorney Docket Number	NVID-072/00US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
	P1	5,990,957		Ryoo et al.	11-23-1999
	P2	5,929,916		Legall et al.	07-27-1999
	P3	2002/067768		R. Hurst	06-06-2002

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)			
	F1	EP	0 643 537 A		Phillips Electronics	03-15-1995	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.

